

REGULAR CITY COUNCIL MEETING
OCTOBER 2, 2003

PRESENT

Gayle Bunker
Wesley Bloomfield
Bruce Curtis
Robert Droubay
Margaret Dutson
Glen Swalberg

Mayor
Council Member
Council Member
Council Member
Council Member
Council Member

ABSENT

None

ALSO PRESENT

Richard Waddingham
Alan Riding
Ken Clark
Gregory Schafer
Judy Sabey
Russell & Cindy Greathouse
Sandi Ables
Dean Swalberg
Michael Bryant

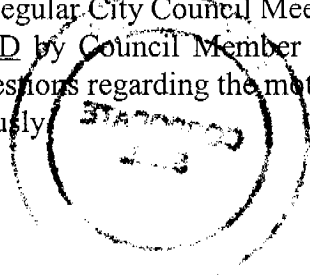
City Attorney
Public Works Director
Asst. Public Works Director
City Recorder
City Treasurer
Area Residents
City Resident
Scout Leader
Boy Scout

Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the meeting time, place and agenda had been posted at the City Building and had been provided to the Millard County Chronicle/Progress and to each member of the City Council, at least two days prior to the meeting.

Council Member Margaret Dutson offered an invocation, following which Mayor Bunker led those in attendance in the Pledge of Allegiance.

MINUTES

The proposed minutes of a Regular City Council Meeting held September 18, 2003 were presented for consideration and approval. Council Member Robert Droubay noted a typographical error on Page 2, Line 40. Following review, Council Member Wesley Bloomfield MOVED to approve the minutes of the Regular City Council Meeting held September 18, 2003, as corrected. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.



RCCM 10-02-03

Page 2

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been given to them two days prior to the meeting. Following review, Council Member Glen Swalberg MOVED to approve the accounts payable, dated October 2, 2003, in the amount of \$49,777.57. The motion was SECONDED by Council Member Robert Droubay. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

UNFINISHED BUSINESS

There were no items of unfinished business on the agenda.

NEW BUSINESSKED BLACK, PETERSON, BLACK & ASSOCIATES: DELTA CITY AUDIT REPORT FOR FISCAL YEAR 2002-2003

Mr. Black was not ready to present the audit report at this meeting. The audit report will be presented at the next meeting.

Council Member Wesley Bloomfield MOVED to table this item until the next meeting of the City Council. The motion was SECONDED by Council Member Robert Droubay. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR GAYLE BUNKER: RESOLUTION NO. 03-287: A RESOLUTION REQUESTING THE RECERTIFICATION OF THE DELTA CITY MUNICIPAL JUSTICE COURT

Mayor Bunker stated that the justice court must be recertified every four years; this is the year for recertification of the Delta City Municipal Justice Court.

Council Member Glen Swalberg MOVED to adopt Resolution No. 03-287 requesting recertification of the Delta City Municipal Justice Court. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Wesley Bloomfield	Yes
Bruce Curtis	Yes
Robert Droubay	Yes
Margaret Dutson	Yes

Glen Swalberg

Yes

The motion passed unanimously.

MAYOR GAYLE BUNKER: ORDINANCE NO. 03-208: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DELTA, UTAH AMENDING THE ZONE DISTRICT BOUNDARIES TO RECLASSIFY CERTAIN PROPERTY LOCATED AT APPROXIMATELY 750 NORTH BETWEEN 800 EAST AND HIGHWAY 6, DELTA, UTAH FROM AGRICULTURE (A-1) TO RURAL RESIDENTIAL (R-R)

Mayor Bunker stated that a public hearing had been held just prior to this meeting for the purpose of receiving public comment regarding the proposed zone change. There were no negative comments received at that public hearing.

Council Member Robert Droubay MOVED to adopt Ordinance No. 03-208 amending the zone district boundaries to reclassify certain property located at approximately 750 North between 800 East and Highway 6, Delta, Utah, from Agriculture (A-1) to Rural Residential (R-R). The motion was SECONDED by Council Member Margaret Dutson. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Wesley Bloomfield	Yes
Bruce Curtis	Yes
Robert Droubay	Yes
Margaret Dutson	Yes
Glen Swalberg	Yes

The motion passed unanimously.

MAYOR GAYLE BUNKER: ORDINANCE NO: 03-209: AN ORDINANCE AMENDING APPENDIX 2 OF THE DELTA CITY ZONING ORDINANCE PERTAINING TO CONDITIONAL USES, QUALIFYING RESTRICTIONS AND QUALIFYING REGULATIONS IN THE RURAL RESIDENTIAL (R-R) ZONE

Mayor Bunker noted that a public hearing had been held just prior to this meeting for the purpose of receiving public comment regarding the proposed amendment of Appendix 2 of the Delta City Zoning Ordinance. There were no negative comments received at that meeting.

Council Member Glen Swalberg MOVED to adopt Ordinance No. 03-209 amending Appendix 2 of the Delta City Zoning Ordinance pertaining to conditional uses, qualifying restrictions and qualifying regulations in the Rural Residential (R-R) zone. The motion was SECONDED by Council Member Margaret Dutson. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

RCCM 10-02-03

Page 4

Wesley Bloomfield	Yes
Bruce Curtis	Yes
Robert Droubay	Yes
Margaret Dutson	Yes
Glen Swalberg	Yes

The motion passed unanimously.

MAYOR GAYLE BUNKER: ORDINANCE NO. 03-210 PERTAINING TO PARKING OF TRACTOR / TRAILER TRUCKS ON CITY STREETS

City Attorney Richard Waddingham provided copies of the following ordinance:

ORDINANCE NO. 03-210

AN ORDINANCE REGULATING THE PARKING OF TRUCK TRACTORS / SEMITRUCKS, SEMITRAILERS, OR TRAILERS ON STREETS HAVING A WIDTH OF LESS THAN 99 FEET.

Mayor Bunker noted that the Council had previously discussed this matter and directed City Attorney Waddingham to prepare an ordinance restricting truck parking on streets less than 99 feet in width.

Council Member Wesley Bloomfield MOVED to adopt Ordinance No. 03-210, an ordinance regulating the parking of truck tractors / semitrucks, semitrailers, or trailers on streets having a width of less than 99 feet. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Wesley Bloomfield	Yes
Bruce Curtis	Yes
Robert Droubay	Yes
Margaret Dutson	Yes
Glen Swalberg	Yes

The motion passed unanimously.

MAYOR GAYLE BUNKER: ORDINANCE NO. 03-211 PERTAINING TO SETTING A CURFEW FOR USE OF THE CITY PARK

City Attorney Waddingham provided copies of the following ordinance:

ORDINANCE NO. 03-211

AN ORDINANCE AMENDING SECTION 13-312 OF THE REVISED ORDINANCES OF
DELTA CITY (1981 EDITION) AS AMENDED, ESTABLISHING CURFEWS FOR MINORS
IN DELTA CITY PARKS

City Attorney Waddingham stated that some of the language in the original ordinance was confusing and requested any suggestions which the Council felt would make the language easier to understand. There were no suggestions from the Council.

Council Member Glen Swalberg MOVED to adopt Ordinance No. 03-212 amending Section 13-312 of the Revised Ordinances of Delta City (1981 Edition) as amended, establishing curfews for minors in Delta City Parks. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Wesley Bloomfield	Yes
Bruce Curtis	Yes
Robert Droubay	Yes
Margaret Dutson	Yes
Glen Swalberg	Yes

The motion passed unanimously.

CITY ATTORNEY RICHARD WADDINGHAM: AMENDMENT TO BUSINESS LICENSE
ORDINANCE REGARDING PROXIMITY RESTRICTIONS FOR OFF-PREMISE
CONSUMPTION BEER LICENSE

City Attorney Richard Waddingham told the Council that the Utah Legislature has removed the proximity requirements for beer sales and has left full control of beer licensing to the cities. The Utah State Code previously restricted beer sales within 600 feet of schools, churches, parks, etc., but those restrictions have been removed. City Attorney Waddingham asked if Council Members were concerned about proximity requirements or if they were comfortable with leaving things as they are.

Mayor Bunker requested that Council Members think about this matter and that it be on the agenda for the first Council Meeting in November.

PUBLIC WORKS DIRECTOR ALAN RIDING: FALL CLEAN UP DATES

Public Works Director Alan Riding stated that the Public Works employees were thinking about the first two Saturdays in November, which would be the 1st and 8th, for clean up days.

Council Member Wesley Bloomfield MOVED to set the Delta City Fall Clean Up dates as November 1st for the area South of Main Street and November 8th for the area North of Main Street.

RCCM 10-02-03

Page 6

The motion was SECONDED by Council Member Robert Droubay. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

PUBLIC WORKS DIRECTOR ALAN RIDING: UPDATE ON PUBLIC WORKS PROJECTS

Public Works Director Alan Riding reported that the 200 East curb, gutter, sidewalk and asphalt project is complete. It is hoped that curb, gutter and sidewalk can be replaced in two other small areas before winter sets in. One site is Zions Bank, which has agreed to participate with payment of 50% of the project cost. The other area is in front of the Paul Pace building at 400 West Main Street, who has also agreed to participate with payment of 50% of the project cost.

The new shop building is ready to have the concrete floor poured. The steel has been delivered and it is hoped that the building can be up before cold weather comes.

The chlorinators have been received and installation is in progress.

Twin "D" is in town working on sewer line cleaning. They expect to have an additional crew here next week in order to speed up the project.

Nine nuisance violation letters have been sent out and, as of this date, three have not responded. City Attorney Waddingham reported that one of the three has been served a summons. Public Works Director Riding reported that he had been in contact with the owner of the property south of Alice Larson's home. The property owner has requested that Public Works Director Riding obtain some bids for clean up of the property. Public Works Director Riding has obtained some bids and will report those bids to the owner tomorrow. If the bids are not acceptable, the owner has stated that he will come and clean up the property himself.

Council Member Robert Droubay reported on a couple of street signs which are missing. Public Works Director Riding stated that they have noted some street signs which are missing and are in process of replacing those signs.

Council Member Margaret Dutson told the Council that the Youth City Council is bringing Donkey Basketball to Delta in March, 2004 for community entertainment. The Youth City Council Members have requested that the Delta City Council Members play against the Youth City Council.

OTHER BUSINESS

Council Member Wesley Bloomfield asked if we have heard anything about the skate park grant. Mayor Bunker advised the Council that Mr. Steve Roberts had reviewed our grant application. He called the office yesterday and stated that it was an excellent application; he requested that we make two minor changes. The only other suggestion was that the application be mailed no later than October 15th; however, the application will be ready to mail next week.

RCCM 10-02-03


Page 7

Council Member Wesley Bloomfield requested that hotel rooms for the Utah League of Cities and Towns conference next year be reserved at the Sheraton and that the reservations be made right away. Council Members Glen Swalberg and Bruce Curtis concurred with Council Member Bloomfield's request.

Mayor Bunker reported that on Monday, September 22nd, he and several individuals involved in designing the proposed contemplation area in the City Park visited Sprinkler World and the gardens at Thanksgiving Point. The group is going to meet this evening, after Council Meeting, to begin putting their ideas together.

Mayor Bunker asked if there were any comments, questions or other items to be discussed. There being none, Council Member Margaret Dutson MOVED to adjourn the meeting. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Bunker declared the meeting adjourned at 7:52 p.m.



GAYLE BUNKER, Mayor



GREGORY JAY SCHAFFER, CMC, City Recorder

MINUTES APPROVED: SCCM 10-14-03

